THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

W.P.No.24058 of 2007

Dated:15.11.2007

Between:
Bestha Erranna and others.

..Petitioners.

and

The Secretary, Government of Andhra Pradesh, Environment, Forest, Science and Technology (FNI), Secretariat, Hyderabad and others.

..Respondents.

THE HON'BLE SRI JUSTICE C.V.NAGARJUNA REDDY

W.P.No.24058 of 2007

ORDER:

This writ petition is filed for the following reliefs:

(a) to declare the action of the respondents in acquiring the lands of the petitioners in Sy.Nos.291/1 to 291/6 an extent of Ac.0.75 cents, Ac.0.85 cents, Ac.1.56 cents, Ac.0.36 cents, Ac.0.66 cents and Ac.1.75 cents respectively of K. Bommipally village, Kondapur Mandal, Kadapah District, without payment of compensation, development charges and other costs, as illegal and contrary to principles established by law;

(b) to direct the respondents not considering the case of the petitioners as per their representations dated 12.02.2007 and 15.10.2007 on par with others in awarding/calculating the costs of the trees like teak, sandars and sandal wood existing in Sy.Nos.291/7 to 291/8 of K. Bommipally village, Kondapur Mandal as per memorandum No.8122/Forest1(1)/2003-3 dated 11.01.2004, as illegal, arbitrary and violation of Articles 14 and 21 r/w 300 A of the Constitution of India.

At the hearing, Sri K. Mohan Rami Reddy, learned counsel for the petitioners, however, stated that while the petitioners are not pressing the relief contained in clause (a), they will be satisfied

if the representations, dated 12.02.2007 and 15.10.2007, made to the District Collector and Joint Collector, Kadapa, respectively are disposed of.

The learned Assistant Government Pleader for Land Acquisition says that he cannot have any objection for respondent No.4 to dispose of the said representations of petitioners on their own merits.

In view of the submissions of the learned counsel for the parties, the Writ Petition is disposed of without going into the merits of the case with a direction to respondent No.4 to dispose of the representations, dated 12.02.2007 and 15.10.2007, filed by the petitioners for refixation of the value of the trees, such as teak, sandars and sandal wood, as expeditiously as possible and preferably, within a period of four weeks from the date of receipt of a copy of this order. No costs.

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C.V.NAGARJUNA REDDY, J

Dated:15.11.2007

Note:
Issue CC by four days.

(Bo)

sj